



GARY R. HERBERT
Governor

SPENCER J. COX
Lieutenant Governor

State of Utah

DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER
Executive Director

Division of Oil, Gas and Mining

JOHN R. BAZA
Division Director

August 7, 2015

Ann Pedroza
State of Utah, Office of State Treasurer
E315 State Capitol Complex
Post Office Box 142315
Salt Lake City, Utah 84114-2315

Subject: Authorization for Release of Cash Deposit Held by Utah State Treasurer, Moss Rock Products LLC, Klingon Rock Operations, S/049/0060, Utah County, Utah

Dear Ms. Pedroza:

The Utah State Treasurer is presently holding funds for the benefit of the State of Utah, Division of Oil, Gas and Mining as a form of reclamation surety for the referenced project. The Division has determined that the full surety is eligible for release; however, this particular operator owes a fine and permit fees to the Division. He has agreed to have the fees deducted from the cash account he currently holds. Please see the attached agreement.


Operator	Total Principal in Account	Mine Name	Permit Number	Amount to Remain in Account	Amount to be Released	Check to be made to	Account Number
Moss Rock Products	\$2500.00 plus interest	Klingon	S/049/0060	\$0.00	\$620.00 plus interest	Moss Rock Products	
					\$1880.00	Division of Oil, Gas and Mining	

Please make one check to the operator in the amount of \$620.00 plus interest. A second check in the amount of \$1880.00 should be made payable to the Division of Oil, Gas and Mining for payment of the fines and fees.

Page 2
Ann Pedroza
State of Utah, Office of State Treasurer
S/049/0060
August 7, 2015

Please contact Penny Berry, minerals program bond coordinator, at 801-538-5291 or by e mail at pennyberry@utah.gov if you need further information. Thank you for your assistance.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Dana Dean', written over a faint circular stamp.

Dana Dean, P.E.
Associate Director

DD:aa:pb

Enclosure: Copy of agreement letter

cc: Vern Tharp (vtharp@aol.com)

P:\GROUPS\MINERALS\WP\M049-Utah\S0490060-KlingonRock\final\CASHR-6766-07272015.docx

Settlement Agreement for Payment of Civil Penalties
Moss Rock Products LLC, Klingon Rock Operations
Permit Number S/049/0060

Whereas on November 1, 2007, the Utah Division of Oil, Gas and Mining (Division) issued Cessation Order MC-07-01-15 for conducting mining operations without first obtaining a reclamation surety.

Whereas the Division issued a civil penalty in the amount of \$1430.00 associated with Cessation Order MC-07-01-15, and this civil penalty has not been paid.

Whereas the deadline for appealing the fact of the Cessation Order and the civil penalty has lapsed.

Whereas the permit fees totaling \$450.00 (\$150.00 each year) were not paid and are still owing for the years 2010, 2012, and 2013.

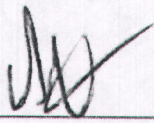
Whereas the Division continues to hold a cash reclamation surety from Moss Rock Products in the amount of \$2500.00 plus \$287.35 interest as of May 31, 2015.

Whereas the Notice of Intention to Commence Small Mining Operations (Notice) for the Klingon Rock Operations quarry mine has now been withdrawn and another entity has submitted a Notice and reclamation surety for the area of the Klingon operations making it unnecessary for the Division to continue holding the surety from Moss Rock Products LLC.

And whereas the Division is willing to accept a portion of the remaining cash reclamation surety as payment for the civil penalty of \$1430.00 and permit fees of \$450.00 totaling \$1880.00.

I, Vern Tharp, agree to relinquish \$1880.00 of the remaining reclamation surety in payment for the civil penalty and permit fees enumerated above. Upon acceptance of this agreement, the Division will release the remaining amount, \$620.00, plus interest.

Signature

 A. V. THARP, J.

Date

21 Jun 15